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JH

IN LIEU OF PTO/SB/17 (10-04v2)

*** Please note request to charge additional fees during the pendency of the application.

FEE TRANSMITTAL for FY 2005		Complete if Known			
Effective 10/01/2004. Patent fees are subject to annual revision.		Application Number	09/986,191-Conf. #4926		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	November 7, 2001		
		First Named Inventor	Jian Ni		
		Examiner Name	J. Murphy		
		Art Unit	1646		
TOTAL AMOUNT OF PAYMENT (\$)		Attorney Docket No.	PF256D1C1		
0.00					
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)			
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		3. ADDITIONAL FEES			
<input checked="" type="checkbox"/> Deposit Account:		Large Entity Small Entity			
Deposit Account Number 08-3425		Fee Code Fee (\$)			
Deposit Account Name Human Genome Sciences, Inc.		Fee Description Fee Paid			
The Director is authorized to: (check all that apply)		1051 130 2051 65 Surcharge - late filing fee or oath			
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments		1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet.			
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)		1053 130 1053 130 Non-English specification			
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		1812 2,520 1812 2,520 For filing a request for <i>ex parte</i> reexamination			
<input checked="" type="checkbox"/> *** Charge any additional fee(s) during the pendency of the application		1804 920* 1804 920* Requesting publication of SIR prior to Examiner action			
FEE CALCULATION		1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action			
1. BASIC FILING FEE		1251 110 2251 55 Extension for reply within first month			
Large Entity Small Entity		1252 430 2252 215 Extension for reply within second month			
Fee Code Fee (\$)	Fee Code Fee (\$)	1253 980 2253 490 Extension for reply within third month			
1001 790 2001 395	Utility filing fee	1254 1,530 2254 765 Extension for reply within fourth month			
1002 350 2002 175	Design filing fee	1255 2,080 2255 1,040 Extension for reply within fifth month			
1003 550 2003 275	Plant filing fee	1401 340 2401 170 Notice of Appeal			
1004 790 2004 395	Reissue filing fee	1402 340 2402 170 Filing a brief in support of an appeal			
1005 160 2005 80	Provisional filing fee	1403 300 2403 150 Request for oral hearing			
SUBTOTAL (1) (\$)		1451 1,510 1451 1,510 Petition to institute a public use proceeding			
0.00		1452 110 2452 55 Petition to revive - unavoidable			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1453 1,370 2453 685 Petition to revive - unintentional			
Total Claims 32 -32** =		1501 1,370 2501 685 Utility issue fee (or reissue)			
Independent Claims 4 -4** =		1502 490 2502 245 Design issue fee			
Multiple Dependent		1503 660 2503 330 Plant issue fee			
Large Entity Small Entity		1460 130 1460 130 Petitions to the Commissioner			
Fee Code Fee (\$)	Fee Code Fee (\$)	1807 50 1807 50 Processing fee under 37 CFR 1.17(q)			
1202 18 2202 9	Claims in excess of 20	1806 180 1806 180 Submission of Information Disclosure Stmt			
1201 88 2201 44	Independent claims in excess of 3	8021 40 8021 40 Recording each patent assignment per property (times number of properties)			
1203 300 2203 150	Multiple dependent claim, if not paid	1809 790 2809 395 Filing a submission after final rejection (37 CFR 1.129(a))			
1204 88 2204 44	** Reissue independent claims over original patent	1810 790 2810 395 For each additional invention to be examined (37CFR 1.129(b))			
1205 18 2205 9	** Reissue claims in excess of 20 and over original patent	1801 790 2801 395 Request for Continued Examination (RCE)			
SUBTOTAL (2) (\$)		1802 900 1802 900 Request for expedited examination of a design application			
0.00		Other fee (specify)			
**or number previously paid, if greater. For Reissues, see above		*Reduced by Basic Filing Fee Paid			
SUBMITTED BY		(Complete (if applicable))			
Name (Print/Type)	Mark J. Hyman	Registration No. (Attorney/Agent)	46,789	Telephone	(240) 314-1224
Signature		Date	November 12, 2004		



VIA HAND DELIVERY NOVEMBER 12TH, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: NI et al.

Application Serial No.: 09/986,191

Art Unit: 1646

Filed: November 7, 2001

Examiner: Murphy, J.

For: Chemotactic Cytokine III

Attorney Docket No.: PF256D1C1

AMENDMENTS AND REPLY UNDER 37 C.F.R. § 1.111

MS AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated August 11, 2004, please consider the following amendments and remarks. Submitted concurrently herewith is a Fee Transmittal Sheet. Reconsideration of the rejection is respectfully requested. Applicants note that the instant response is being timely filed, as November 11, 2004 was a federal holiday in the District of Columbia. *See* 35 U.S.C. § 21.

Prior to further examination, Applicants respectfully request entry of the following amendments.

- Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.
- Remarks begin on page 6 of this paper.